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In re Application of  
Pope, et al.  
Application No. 09/680,828  
Filed: October 6, 2000  
Attorney Docket No. POPE#6(CIP)

**OFFICE OF PETITIONS**  
**ON PETITION**

This is a decision on the petition under 37 CFR 1.137(b), filed September 6, 2005 (certificate of mailing date September 2, 2005), to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply within the meaning of 37 CFR 1.113 in a timely manner to the final Office action mailed June 3, 2004, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) being obtained and no timely reply being received, this application became abandoned on September 4, 2004. A Notice of Abandonment was mailed on January 12, 2005.

Petitioners have submitted a Notice of Appeal and required fee as the reply, an acceptable statement of the unintentional nature of the delay in responding to the June 3, 2004 final Office action, and the required revival petition and fee.

**The two-month period for filing an appeal brief (accompanied by the fee required by 37 CFR 1.17(c)), runs from the date of this decision.**

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3230.

The application file is being forwarded to Technology Center AU 1712 for further processing.

E. Shirene Willis  
Senior Petitions Attorney  
Office of Petitions  
Office of the Deputy Commissioner  
For Patent Examination Policy